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IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH, CENTRAL DIVISION

SECURITIES AND EXCHANGE
COMMISSION,

PLAINTIFF,

v.

MINE SHAFT BREWING LLC, a Delaware
limited liability company, TIMOTHY A.
NEMECKAY, an individual, JOHN A.
LOGAN, an individual, and CHARLIE V.
WHITTINGTON, an individual,

Defendants.

**MOTION FOR ENTRY OF CONSENT
JUDGMENT AS TO DEFENDANT
JOHN A. LOGAN**

Case No.: 2:21-cv-00457-DBB

Judge David Barlow

Plaintiff Securities and Exchange Commission (“Plaintiff” or “SEC”) files this Motion for Entry of Consent Judgment as to Defendant John A. Logan (“Logan”), and respectfully shows the Court as follows:

1. The Commission and Logan have reached an agreement to settle all claims against Logan. Logan has consented to the entry of a judgment (*See* Consent of Defendant John A. Logan, Docket No. 6) which, among other things, resolves all issues of Logan’s liability in this case, including all injunctive relief and the imposition of a civil penalty against Logan in the

amount of \$45,000, pursuant to Section 20(d) of the Securities Act of 1933 (“Securities Act”) and Section 21(d)(3) of the Securities Exchange Act of 1934 (“Exchange Act”),.

2. Defendant has executed a Consent (Docket No. 6), attached hereto as Exhibit “A.” The proposed Final Judgment as to Defendant John A. Logan (Docket No. 6-1) is attached hereto as Exhibit “B.”

Accordingly, the Commission respectfully requests that the Court grant this Motion and enter the proposed Final Judgment as to Defendant John A. Logan.

Dated: January 18, 2023

Respectfully submitted,

/s/ Casey R. Fronk
Casey R. Fronk
Michael E. Welsh
Attorneys for Plaintiff
Securities and Exchange Commission

CERTIFICATE OF SERVICE

I hereby certify that on the 18th day of January, 2023, I served a true and correct copy of the foregoing **Motion for Entry of Consent Judgment as to Defendant John A. Logan** upon the individuals listed and via the methods indicated below:

Via CM/ECF

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Via U.S. Mail

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/s/ Jenny McBride